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SERIAL NUMBER	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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08/234,420 04/28/94 FISHER

D 202620

BRIER, J. EXAMINER

26M2/0607

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NEW YORK, NY 10017-4141

ART UNIT PAPER NUMBER

2615

8

DATE MAILED: 06/07/95

This is a communication from the examiner in charge of your application.
COMMISSIONER OF PATENTS AND TRADEMARKS

☐ This application has been examined ☒ Responsive to communication filed on 4-26-95 ☐ This action is made final.

A shortened statutory period for response to this action is set to expire 3 month(s), days from the date of this letter.
Failure to respond within the period for response will cause the application to become abandoned. 35 U.S.C. 133

Part I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:

- | | |
|---|---|
| 1. <input checked="" type="checkbox"/> Notice of References Cited by Examiner, PTO-892. | 2. <input type="checkbox"/> Notice of Draftsman's Patent Drawing Review, PTO-948. |
| 3. <input type="checkbox"/> Notice of Art Cited by Applicant, PTO-1449. | 4. <input type="checkbox"/> Notice of Informal Patent Application, PTO-152. |
| 5. <input type="checkbox"/> Information on How to Effect Drawing Changes, PTO-1474. | 6. <input type="checkbox"/> _____ |

Part II SUMMARY OF ACTION

1. ☒ Claims 1-54 are pending in the application.

Of the above, claims _____ are withdrawn from consideration.

2. ☐ Claims _____ have been cancelled.

3. ☒ Claims 1-24 and 36-52 are allowed.

4. ☒ Claims 25-35 and 54 are rejected.

5. ☒ Claims 53 are objected to.

6. ☐ Claims _____ are subject to restriction or election requirement.

7. ☐ This application has been filed with informal drawings under 37 C.F.R. 1.85 which are acceptable for examination purposes.

8. ☐ Formal drawings are required in response to this Office action.

9. ☐ The corrected or substitute drawings have been received on _____. Under 37 C.F.R. 1.84 these drawings are ☐ acceptable; ☐ not acceptable (see explanation or Notice of Draftsman's Patent Drawing Review, PTO-948).

10. ☐ The proposed additional or substitute sheet(s) of drawings, filed on _____, has (have) been ☐ approved by the examiner; ☐ disapproved by the examiner (see explanation).

11. ☐ The proposed drawing correction, filed _____, has been ☐ approved; ☐ disapproved (see explanation).

12. ☐ Acknowledgement is made of the claim for priority under 35 U.S.C. 119. The certified copy has ☐ been received ☐ not been received ☐ been filed in parent application, serial no. _____; filed on _____.

13. ☐ Since this application appears to be in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11; 453 O.G. 213.

14. ☐ Other

EXAMINER'S ACTION

Part III DETAILED ACTION

1. The declaration filed on April 26, 1995 under 37 C.F.R. § 1.131 is sufficient to overcome a potential rejection of the claims based upon the Gunthorpe et al reference (PCT WO93/12439) which was cited by applicant on April 26, 1995.

Claim Objections

2. Claim 53 is objected to because of the following informalities: At line 9 "processors" should be singular and at line 13 of this claim "play" should be --played--. Appropriate correction is required.

3. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

Claim Rejections - 35 USC § 102

4. Claims 25-31 are rejected under 35 U.S.C. § 102(b) as being anticipated by Bonito et al U.S. Patent No. 5,095,430. Column 8 line 26 of Bonito clearly describes applicants apparatus for allowing golfers to perform bets.

5. The indication of allowability expressed during the interview for claim 54 is withdrawn due to the wording used in the amendment to claim 54. This claim is still anticipated by the Huston reference. Claim 54 should be amended to include the limitation that the display means will also be displaying data of

different locations for each hole based upon the sensed location of the portable golf computer.

6. Claims 54 is rejected under 35 U.S.C. § 102(e) as being anticipated by Huston et al. U.S. Patent No. 5,364,093. Huston stores multiple scenes of the golf course and the system displays one of these scenes in response to the golf cart computer's position.

Claim Rejections - 35 USC § 103

7. Claims 32-35 are rejected under 35 U.S.C. § 103 as being unpatentable over Bonito et al U.S. Patent No. 5,095,430. Bonito fails to describe applicants means for transmitting the golf game's data to the central computer (figures 5 and 17). Bonito uses a hardwired connection at the central computer at the location where the memory cartridge is inserted into the central computer. However, wireless transmission system were very well known at the time of applicants invention and it would have been a matter of design choice to transfer the contents of the memory cartridge by Bonito's direct connection method or applicant's wireless method. For this reason claims 32-35 would have been obvious to one of ordinary skill in the art at the time of applicant invention.

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Allowable Subject Matter

8. Claims 1-24 and 36-52 are allowable over the prior art of record.

9. Claim 53 is objected to for a grammatical error, but would be allowable if amended to correct this very minor deficiency

Additional Prior Art

10. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.


Bergeron U.S. Patent No. 4,764,666 and Lucky U.S. Patent No. 5,043,889 all describe apparatuses for processing bets in golf games.

11. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jeffery A. Brier whose telephone number is (703) 305-4723. The examiner can normally be reached on Monday through Friday from 7:15am to 3:45pm eastern time.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tommy P. Chin, can be reached on (703) 305-4715. The fax phone number for this Group is (703)-305-9508.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 305-4700.

June 6, 1995


JEFFERY BRIER
PRIMARY EXAMINER
GROUP 2600